

Message Text

UNCLASSIFIED POSS DUPE

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43

ACTION IO-13

INFO OCT-01 EA-09 NEA-10 ISO-00 DHA-02 CIAE-00 COME-00

EB-07 INR-07 LAB-04 NSAE-00 SIL-01 AID-05 SP-02 PA-02

PRS-01 USIA-15 AF-08 ARA-10 EUR-12 CPR-01 JUSE-00

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R 012210Z OCT 76

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC 9578

INFO AMEMBASSY MANILA

AMEMBASSY NEW DELHI

USMISSION GENEVA

UNCLAS USUN 4122

E.O. 11652: N/A

TAGS: UN, PDIP

SUBJ: REQUEST FOR SUGGESTION OF IMMUNITY IN UN, "SLAVERY
CASE"

REF: USUN'S 2944, 2967 & 3880

1. WE HAVE RECEIVED LETTER DATED SEPTEMBER 30, 1976
FROM UN LEGAL COUNSEL, ERIC SUY, ADDRESSED TO GOVERNOR
SCRANTON CONCERNING CLASS ACTION COMPLAINT FILED IN US
DISTRICT COURT FOR SOUTHERN DISTRICT OF NEW YORK IN CASE
OF PERLITA DIZA WINTHAL AND NATIVIDAD DIZA AGAINST REUBEN
MENDEZ, MRS. REUBEN MENDEZ, I.B. PATEL, MRS. I.G. PATEL,
AND ALL OTHER MEMBERS OF THEIR CLASS, DEFENDANTS.

2. SUY STATES THAT COPIES OF COMPLAINT WERE PRESENTED
AT HOME OF MR. & MRS. PATEL ON SEPTEMBER 18, 1976 IN
AN ATTEMPT TO SERVE THEM. CONTINUING, SUY CALLS ATTENTION
TO FACT THAT PATEL IS DEPUTY ADMINISTRATOR OF UNDP, IN
WHICH CAPACITY HE HOLDS RANK OF UNDER SECRETARY GENERAL,
AND STATES THAT HE IS THUS ENTITLED UNDER SECTION 19
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OF CONVENTION ON PRIVILEGES AND IMMUNITIES OF UN, TO
IMMUNITIES AND PRIVILEGES ACCORDED TO DIPLOMATIC ENVOYS

UNDER INTERNATIONAL LAW. THEREFORE, HE REQUESTS THAT NECESSARY
STEPS BE TAKEN TO INFORM FEDERAL COURT OF IMMUNITY OF MR. &
MRS. PATEL FROM ITS JURISDICTION.

3. WE ARE POUCHING COPIES OF SUY'S LETTER AND CLASS ACTION
COMPLAINT TO IO/UNP -- LOUIS R. HAGE. ACCORDING TO SUMMONS,
ACTION MUST BE TAKEN WITHIN 20 DAYS FROM DATE OF SERVICE,
WHICH IS OCTOBER 8, 1976.

4. WE WOULD APPRECIATE YOUR CONTACTING JUSTICE DEPARTMENT
AND REQUESTING JUSTICE TO MAKE SUGGESTION OF IMMUNITY
FOR MR. & MRS. PATEL IN FEDERAL COURT.
SCRANTON

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Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
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04 MAY 2006

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